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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA

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8 JAIRO ARTURO OSORIO-ENRIQUEZ; and
9 LOIS OSORIO, Husband and Wife,

10 Plaintiffs,

11 v.

12 JERRY FORTENBERRY; *et al.*,

13 Defendants.

Case No. 2:14-cv-00322-APG-VCF

Order

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15 Defendants C.R. England, Inc. and Jerry Fortenberry (“Removing Defendants”) removed
16 this case to federal court on February 28, 2014. The removing party has the burden of proving
17 that removal is proper, and that this court may properly assert jurisdiction over the parties and
18 dispute. In their Statement Regarding Removal [Dkt. #5], the Removing Defendants allege that:

19 Upon information and belief, Defendant The Contractors of C.R. England is an
20 Association and not a legal entity.

21 Upon information and belief, Defendant C.R. England and Sons, Inc. is the former
22 name of Defendant C.R. England, Inc. and, as such, is no longer a viable legal entity.

23 Upon information and belief, Defendant Premier Trucking, Inc. is a DBA of
24 Defendant C.R. England, Inc.

25 [Dkt. 5 at 2:25-3:2.] It is unclear why Defendants C.R. England, Inc. has made these allegations
26 “upon information and belief,” rather than upon its personal knowledge of its own corporate
27 records and activities. Accordingly, on or before Friday, March 14, 2014, Removing Defendants
28 must file with the Court sufficient proof and explanation of the citizenship of these entities, so the

1 Court may properly evaluate whether the case should be remanded to state court. Failure to do so
2 will result in remand of this case.

3 Dated: March 6, 2014.

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6 ANDREW P. GORDON
7 UNITED STATES DISTRICT JUDGE
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